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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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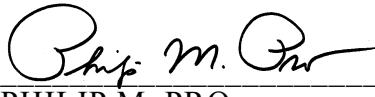
7 TAMMY NUNERY,)
8 Plaintiff,) CV-S-05-0386-PMP (PAL)
9 v.)
10 KERRI L. ROBBINS,) O R D E R
11 Defendant.)
12

13 Before the Court is the Report of Findings and Recommendation (Doc. #31)
14 entered by the Honorable Peggy A Leen on January 19, 2006, regarding the above-entitled
15 case. No Objections were filed pursuant to Local Rule IB 3-2 of the Rules of Practice of
16 the United States District Court for the District of Nevada.

17 The Court has conducted a de novo review of the record in this case in
18 accordance with 28 U.S.C. § 636(b)(1)(B) and (C) and Local Rule IB 3-2 and determines
19 that Magistrate Judge Leen's Report of Findings and Recommendation should be affirmed.

20 IT IS THEREFORE ORDERED that the Report of Findings and
21 Recommendation of Magistrate Judge Leen entered January 19, 2006 (#31) is affirmed,
22 Defendant's Motion to Dismiss (Doc. #28) is granted and this case is dismissed without
23 prejudice for Plaintiff's failure to effect service of process, failure to comply with the
24 Court's prior Orders, and failure to prosecute.

25 DATED: February 13, 2006

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PHILIP M. PRO
Chief United States District Judge